

IN THE MICHIGAN COURT OF APPEALS
ORDER

Re: **People of MI v Arthur E Harriger**
Docket No. **286098**
L.C. No. **90-000434-FC**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The delayed application for leave to appeal is DISMISSED for lack of jurisdiction. Appellant may not appeal the February 1, 2008 order denying a successive motion for relief from judgment. MCR 6.502(G)(1). The exceptions provided by MCR 6.502(G)(2) for such a successive motion based on a retroactive change in law or a claim of newly discovered evidence are inapplicable.

The motion for appointment of counsel and to "Petition Luce County Circuit Court" are also DISMISSED as moot.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 29 2009

Date

Sandra Schultz Mengel
Chief Clerk